

Notice of Allowability

Application No.

10/692,649

Examiner

Nguyen T. Ha

Applicant(s)

HOSSICK-SCHOTT ET AL.

Art Unit

2831

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 10/29/2007.
2. ☒ The allowed claim(s) is/are 45-64.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

NGUYEN T. HA
PRIMARY EXAMINER

DETAILED ACTION

Request Continuation Examination

1. The request filed on 5/23/2003 for a Request Continuation Examination (RCE) under 37 CFR 1.53(d) based on parent Application No. 10/692,649 is acceptable and a RCE has been established. An action on the RCE follows.

Response to Amendment

2. The examiner acknowledges the applicant's submission of the amendment dated 10/22/2007. At this point, claim 52 has been amended. Thus, claims 45-50, and 52-64 are pending in the instant application.

Allowable Subject Matter

3. Claims 45-50, 52-54, and 55-64 are allowed.

The following is an examiner's statement of reasons for allowance:

With respect to claims 45-50, the prior art alone or in combination does not teach the limitation of a capacitor having the valve metal anode includes a cross-sectional density gradient and a peripheral portion of the valve metal anode is relatively less dense than a central portion of the valve metal anode.

With respect to claims 52-54, and 64, the prior art alone or in combination does not teach the limitation of a capacitor wherein said cathode member comprises an elongated cathode member and said elongated cathode member is at least partially inserted into one of said at least two cavities, and wherein said cathode member has a core surrounded by a high capacitance material and a separator layer surrounding the high capacitance material.

With respect to claims 55-56, the prior art alone or in combination does not teach the limitation of a capacitor having the cathode member comprises an elongated cathode member and the elongated cathode member is at least partially inserted into one of the at least two cavities, and wherein the cathode member has a core surrounded by a high capacitance material and a separator layer surrounding the high capacitance material.

With respect to claims 57-63, the prior art alone or in combination does not teach the limitation of the capacitor having an anode member and the cathode member each have major surfaces and the major surface of the anode member is disposed substantially orthogonal to the major surface of the cathode member.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nguyen T. Ha whose telephone number is 571-272-1974. The examiner can normally be reached on Monday-Friday from 8:30AM to 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Diego F. Gutierrez can be reached on 571-272-2245. The fax phone

Art Unit: 2831

number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

NGUYEN T. HA
PRIMARY EXAMINER

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November 8, 2007